

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Linda Parker on March 18, 2009.

The application has been amended as follows:

In claim 13, line 1, the text "or 12" has been deleted.

In claim 14, line 1, the text "any of Claims 11 - 13" has been deleted and the term ---Claim 11--- has been inserted therefor.

In claim 15, line 1, the text "any of Claims 11 - 14" has been deleted and the term ---Claim 11--- has been inserted therefor.

### ***Allowable Subject Matter***

2. The following is an examiner's statement of reasons for allowance: Martin Helvetica Chimica Acta (1995), Vol. 78, pages 486-504 (Martin) is representative of the prior art. The prior art does not teach or suggest nucleosides containing a 2'-O-cyanoethyl moiety.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Contacts***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Patrick T. Lewis whose telephone number is 571-272-0655. The examiner can normally be reached on Monday - Friday 10 am to 3 pm (Maxi Flex).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Shaojia A. Jiang can be reached on 571-272-0627. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Patrick T. Lewis/  
Primary Examiner, Art Unit 1623

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